

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-151823-001 DT

10/23/2013

HONORABLE JOSEPH KREAMER

CLERK OF THE COURT

S. Yoder

Deputy

STATE OF ARIZONA

PATRICIA L STEVENS

COLLEEN CLASE

v.

MICHAEL LEE FRANKLIN JR. (001)

JAMES A WILSON

KAREN M NOBLE

DOB: 11/16/1977

APO-SENTENCE IMPRISON-CCC

APPEALS-CCC

AZ DOC

CAPITAL CASE MANAGER

DISPOSITION CLERK-CSC

EXHIBITS-SCT

RFR

SENTENCE OF IMPRISONMENT

11:24 a.m.

Courtroom SCT 7B

State's Attorney: Patricia L. Stevens

Defendant's Attorney: James A. Wilson and Karen M. Noble

Defendant: Present

Court Reporter, Laura Ashbrook, is present.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-151823-001 DT

10/23/2013

A record of the proceeding is also made by audio and/or videotape.

Sentencing Hearing continues from October 14, 2013.

Counsel Colleen Clase appears on behalf of the crime victim's legal representative, Terrie Sage.

Procedural issues are discussed.

The following persons make victim impact statements: Detective Mike Meislich (telephonically); Mary Wallace, victim advocate; Robert Mirelli; and Terrie Sage.

12:12 p.m. Court stands at recess.

1:43 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter, Laura Ashbrook, is present.

A record of the proceedings is also made by audio and/or videotape.

Argument is presented.

State's Exhibit 19 is marked for identification and received in evidence.

The Court finds aggravating and mitigating factors as stated on the record.

Sentencing proceeds.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: First Degree Murder

Class 1 Dangerous Felony

A.R.S. § 13-1101, 13-1105, 13-701, 13-702, 13-704, 13-751, 13-752, and 13-801

Date of Offense: September 29, 2011

Dangerous pursuant to A.R.S. § 13-704 - Non Repetitive

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-151823-001 DT

10/23/2013

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: Natural Life from October 23, 2013  
Presentence Incarceration Credit: 0 day(s)

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

RESTITUTION: Count 1 - \$863.01 to the following victim(s) in the following amounts:

Terrie Sage                      (Individual)      \$863.01

No restitution ledger provided.

Restitution shall be paid monthly in an amount to be determined by the Arizona Department of Corrections in compliance with A.R.S. § 31-230.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail [cforesponse@mail.maricopa.gov](mailto:cforesponse@mail.maricopa.gov). The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 1 - Waived due to length of imprisonment in Count 1.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 2 and 3 and the State's Notice of Intent to Seek the Death Penalty.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

LET THE RECORD REFLECT that Defendant has served 749 days of presentence incarceration.

3:08 p.m. Matter concludes.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-151823-001 DT

10/23/2013

Later:

IT IS ORDERED sealing Defendant's Exhibit 1, not to be opened without further court order.

FILED: Exhibit Worksheet.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.  
Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-151823-001 DT

10/23/2013

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE JOSEPH KREAMER  
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)